

FORM MR-RC
Revised April 4, 2001
RECLAMATION CONTRACT

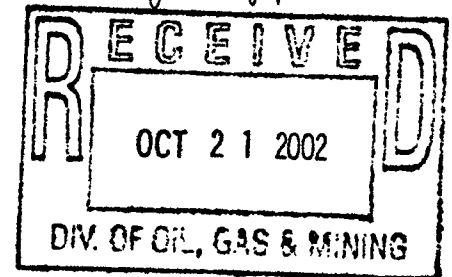
File Number M/047/013

Effective Date Nov 7, 2002

Other Agency File Number BLM & SITLA

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION of OIL, GAS and MINING
1594 West North Temple Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
(801) 538-5291
Fax: (801) 359-3940

*Replaced 12/31/03
returned this
original to
operator 1/13/04*



RECLAMATION CONTRACT
---ooOoo---

For the purpose of this RECLAMATION CONTRACT the terms below are defined as follows

"NOTICE OF INTENTION" (NOI) (File No) (Mineral Mined)	<u>M/047/013</u> <u>GILSONITE</u>
"MINE LOCATION" (Name of Mine) (Description)	<u>ZIEGLER GILSONITE MINES</u> <u>SEE ATTACHMENT A</u> <u>UNDERGROUND MINES IN UINTAH COUNTY</u> <u>LOCATED NEAR BONANZA, UTAH</u>
"DISTURBED AREA" (Disturbed Acres) (Legal Description)	<u>53.89 ACRES</u> <u>(refer to Attachment "A")</u>
"OPERATOR". (Company or Name) (Address)	<u>ZIEGLER CHEMICAL & MINERAL CORP.</u> <u>100 JERICHO QUADRANGLE, SUITE 140</u> <u>JERICHO, NEW YORK 11753</u>
(Phone)	<u>516 681-9600</u>

"OPERATOR'S REGISTERED AGENT":

(Name)

MCKEACHNIE & ALLRED

(Address)

GAYLE F. MCKEACHNIE
121 WEST MAIN STREET
VERNAL, UTAH 84078

(Phone)

435 789-4908

"OPERATOR'S OFFICER(S)":

GORDON ZIEGLER, JR./PRESIDENT
STAN WAGNER/MANAGER/VERNAL, UTAH OF.

"SURETY":

(Form of Surety - Attachment B)

RECLAMATION BOND (SURETY BOND)

"SURETY COMPANY":

(Name, Policy or Acct No)

LYNDON PROPERTY INSURANCE COMPANY
BOND #

"SURETY AMOUNT"

(Escalated Dollars)

\$450,200.00

"ESCALATION YEAR"

2007

"STATE"

State of Utah

"DIVISION"

Division of Oil, Gas and Mining

"BOARD"

Board of Oil, Gas and Mining

ATTACHMENTS:

A "DISTURBED AREA"

B "SURETY"

This Reclamation Contract (hereinafter referred to as "Contract") is entered into between ZIEGLER CHEMICAL & MINERAL CORP. the "Operator" and the Utah State Division of Oil, Gas and Mining ("Division").

WHEREAS, Operator desires to conduct mining operations under Notice of Intention (NOI) File No M/047/013 which has been approved by the Utah State Division of Oil, Gas and Mining under the Utah Mined Land Reclamation Act, Sections 40-8-1 et seq., Utah Code Annotated, (1953, as amended) (hereinafter referred to as "Act") and implementing rules; and

WHEREAS, Operator is obligated to reclaim that area described as the Disturbed Area as set forth and in accordance with Operator's approved Reclamation Plan, and Operator is obligated to provide surety in form and amount approved by the Division, to assure reclamation of the Disturbed Area.

NOW, THEREFORE, the Division and the Operator agree as follows:

1. Operator agrees to conduct reclamation of the Disturbed Area in accordance with the Act and implementing regulations, the original Notice of Intention dated JULY 14, 1986, and the original Reclamation Plan dated JULY 14, 1986. The Notice of Intention as amended, and the Reclamation Plan, as amended, are incorporated by this reference and made a part hereof.
2. Concurrent with the execution hereof, Operator has provided surety to assure that reclamation is conducted, in form and amount acceptable to the Division. Such surety as evidenced by the Surety Contract is in the form of the surety attached hereto as Attachment B and made a part hereof. The Surety Contract shall remain in full force and effect according to its terms unless modified by the Division in writing. If the Surety Contract expressly provides for cancellation, then, within 60 days following the Division's receipt of notice that the Surety Company intends to cancel the Surety Contract, the Operator shall provide a replacement Surety Contract in a form and amount reasonably acceptable to the Division. If the Operator fails to provide an acceptable replacement Surety Contract, the Division may order the Operator to cease further mining activities and to begin immediate reclamation of the Disturbed Area.
3. Operator agrees to pay legally determined public liability and property damage claims resulting from mining to the extent provided in Section 40-8-7(1)(e) of the Act.
4. Operator agrees to perform all duties and fulfill all reclamation requirements applicable to the mine as required by the Act and implementing rules, the Notice of Intention, as amended and the Reclamation Plan, as amended.
5. The Operator's liability under this Contract shall continue in full force and effect until the Division certifies that the Operator has reclaimed the Disturbed Area in accordance with the Act and implementing rules, the Notice of Intention, as amended and the Reclamation Plan, as amended.
6. If reclamation of discrete sections of the Disturbed Area is completed to the satisfaction of the Division, and the Division finds that such sections are severable from the remainder of the Disturbed Area, Operator may request the Division to certify that Operator has reclaimed such discrete sections of the Disturbed Area in accordance with the Act and Implementing rules, the Notice of Intention, as amended and the Reclamation Plan, as amended. If the Division makes such certification, Operator may make request to the Division that the aggregate face amount of the Surety Contract provided pursuant to paragraph 2 be reduced to an amount necessary to provide for completion of the remaining reclamation. The Division shall hear Operator's

request for such reduction in accordance with the Board's Procedural Rules concerning requests for Agency Action.

7. Operator agrees to indemnify and hold harmless the State, Board and the Division from any claim, demand, liability, cost, charge, suit, or obligation of whatsoever nature arising from the failure of Operator or Operator's agents and employees, or contractors to comply with this Contract.
8. Operator may, at any time, submit a request to the Division to substitute surety. The Division may approve such substitution if the substitute surety meets the requirements of the Act and the implementing rules.
9. This Contract shall be governed and construed in accordance with the laws of the State of Utah.
10. If Operator shall default in the performance of its obligations hereunder, Operator agrees to pay all costs and expenses, including reasonable attorney's fees and costs incurred by the Division and/or the Board in the enforcement of this Contract
11. Any breach that the Division finds to be material of the provisions of this Contract by Operator may, at the discretion of the Division, result in an order to cease mining operations. After opportunity for notice and hearing, the Board of Oil, Gas and Mining may enter an order to revoke the Notice of Intention, order reclamation, or order forfeiture of the Surety Contract, or take such other action as is authorized by law
12. In the event of forfeiture of the Surety Contract, Operator shall be liable for any additional costs in excess of the surety amount which are required to comply with this Contract. Any excess monies resulting from forfeiture of the Surety Contract, upon completion of reclamation and compliance with this Contract, shall be returned to the rightful claimant
13. This Contract including the Notice of Intention, as amended and the Reclamation Plan, as amended, represents the entire agreement of the parties involved, and any modification must be approved in writing by the parties involved
14. Each signatory below represents that he/she is authorized to execute this Contract on behalf of the named party.

OPERATOR:

ZIEGLER CHEMICAL & MINERAL CORP.

Operator Name

By GORDON S. ZIEGLER, JR.

Authorized Officer (Typed or Printed)

PRESIDENT

Authorized Officer - Position

Officer's Signature

Date

STATE OF NEW YORK

COUNTY OF NASSAU

On the 9th day of October, 2002, GORDON S. ZIEGLER, JR.
personally appeared before me, who being by me duly sworn did say that he/~~she~~ is the
PRESIDENT of ZIEGLER CHEMICAL & MINERAL CORP. and duly
acknowledged that said instrument was signed on behalf of said company by authority
of its bylaws or a resolution of its board of directors and said GORDON S. ZIEGLER, JR.
duly acknowledged to me that said company executed the same

Notary Public

Residing at

My Commission Expires:

MADELEINE RADOFF
Notary Public, State of New York
No. 30-4661509
Qualified in Nassau County
Commission Expires March 30, 2006

DIVISION OF OIL, GAS AND MINING:

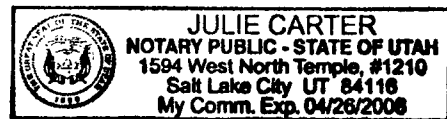
By Lowell P Braxton 11-7-02
Lowell P. Braxton, Director Date

STATE OF Utah)
COUNTY OF Salt Lake) ss:

On the 7 day of November, 2002 Lowell P. Braxton
personally appeared before me, who being duly sworn did say that ~~he~~ she, the said Lowell P. Braxton
is the Director of the Division of Oil, Gas and Mining, Department of Natural Resources, State of Utah and ~~he~~ she duly acknowl-
edged to me that he/she executed the foregoing document by authority of law on behalf
of the State of Utah

Julie Carter
Notary Public
Residing at Salt Lake

April 26, 2006
My Commission Expires



ATTACHMENT "A"

ZIEGLER CHEMICAL & MINERAL CORP.
Operator

ZIEGLER GILSONITE MINES
Mine Name

M/047/013
Permit Number

UINTAH COUNTY, UTAH

LEGAL DESCRIPTION

The detailed legal description of lands to be disturbed is:

<u>Mine Name</u>	<u>Legal</u>	<u>Acres</u>
Independent 2	T9S, R24E, Sec.16:SE1/4 of NE1/4	1.40
Independent 3	T9S, R24E, Sec.16:SE1/4 of NE1/4	1.38
Independent 4	T9S, R24E, Sec.16:SW1/4 of NE1/4	1.41
Independent 5	T9S, R24E, Sec.16:NW1/4 of NE1/4	1.20
Little Bonanza 1	T9S, R24E, Sec.16:SE1/4 of SE1/4	0.50
Little Bonanza 3	T9S, R24E, Sec.16:SW1/4 of SE1/4	1.14
Little Bonanza 8	T9S, R24E, Sec.16:SE1/4 of SE1/4	1.60
Little Bonanza 8A	T9S, R24E, Sec.15:SW1/4 of SW1/4	1.00
Little Bonanza 11	T9S, R24E, Sec.22:NE1/4 of NW1/4	1.01
Little Bonanza 12	T9S, R24E, Sec.22:NE1/4 of NW1/4	1.51
Main #1	T9S, R24E, Sec.15:SW1/4 of SW1/4	1.00
Main #2	T9S, R24E, Sec.22:NW1/4 of NW1/4	2.00
Little Emma 1	T9S, R24E, Sec.30:SE1/4 of SE1/4	1.10
Little Emma 7	T9S, R24E, Sec.30:NW1/4 of SE1/4	1.10
Cottonwood 1&2	T10S, R21E, Sec.29:NE1/4 of SE1/4	1.24
Cottonwood 3	T10S, R21E, Sec.29:SW1/4 of NW1/4 and T10S, R21E, Sec.30:SE1/4 of NE1/4	---
Cowboy 1 - Federal	T8S, R21E, Sec.33:SW1/4 of SW1/4 of SE1/4	1.50
Cowboy Lots 2-1	T9S, R24E, Sec.4:NW1/4 of NE1/4	3.30
Cowboy Sections 4-3	T9S, R24E, Sec.4:NE1/4 of NE1/4	1.00
Cowboy North Vein 1	T9S, R24E, Sec.3:NE1/4 of NW1/4	1.00
Z1-95-1	T9S, R24E, Sec.16:NE1/4 of NW1/4 of NW1/4	2.00
Processing facility	T9S, R24E, Sec.22:NW1/4 of NW1/4 and T9S, R24E, Sec.15:SW1/4 of SW1/4 and T9S, R24E, Sec.16:SW1/4 of SE1/4	4.55 2.50 6.00
Sterling #1	T9S, R24E, Sec.16:NE1/4 of NE1/4 of SE1/4	10.70 2.75
Total Disturbed		<u>53.89</u>

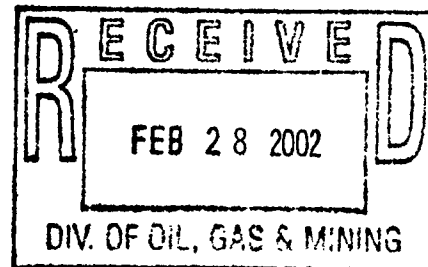
ATTACHMENT B

FORM MR-6
Joint Agency Surety Form
(January 18, 2000)

Bond Number _____
Permit Number M/047/013
Mine Name Ziegler Gilsonite Mines
Other Agency File Number BLM & SITLA

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES

Division of Oil, Gas and Mining
1594 West North Temple Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
Telephone: (801) 538-5291
Fax: (801) 359-3940



THE MINED LAND RECLAMATION ACT

SURETY BOND

The undersigned ZIEGLER CHEMICAL & MINERAL CORP as Principal, and LYNDON PROPERTY INSURANCE COMPANY as Surety, hereby jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns unto the State of Utah, Division of Oil, Gas and Mining, and the USDOL-BUREAU OF LAND MANAGEMENT, in the penal sum of Four Hundred Thousand Six Hundred & No/100 dollars (\$400,600.00).

Principal has estimated in the Mining and Reclamation Plan approved by the Division of Oil, Gas and Mining on the 28th day of July, 1988, that 33.34 acres of land will be disturbed by this mining operation in the State of Utah.

A description of the disturbed land is attached as "Attachment A" to the Reclamation Contract of which this document is an integral part.

The condition of this obligation is that if the Division determines that Principal has satisfactorily reclaimed the disturbed lands in accordance with the approved Mining and Reclamation Plan and has faithfully performed all requirements of the Mined Land Reclamation Act, and complied with the Rules and Regulations adopted in accordance therewith, then this obligation shall be void; otherwise it shall remain in full force and effect.

If the Mining and Reclamation Plan provides for periodic partial reclamation of the disturbed lands, and if the lands are reclaimed in accordance with such Plan, Act and regulations, then Principal may apply for a reduction in the amount of this Surety Bond.

Page 2
MR-6
Joint Agency Surety Bond
Attachment B

Bond Number _____
Permit Number M/047/013
Mine Number Ziegler Gisonite Mines
Other Agency File Number BLM & SITLA

In the converse, if the Mining and Reclamation Plan provides for a gradual increase in the area disturbed or the extent of disturbance, then, the Division may require that the amount of this Surety Bond be increased, with the written approval of the Surety.

This bond may be canceled by the Surety after ninety (90) days following receipt by the Division and Principal of written notice of such cancellation. Surety's liability shall then, at the expiration of said ninety (90) days, cease and terminate except that Surety will remain fully liable for all reclamation obligations of the Principal incurred prior to the date of termination.

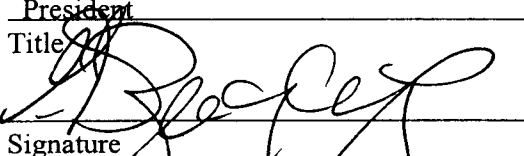
Principal and Surety and their successors and assigns agree to guarantee said obligation and to indemnify, defend, and hold harmless the Division from any and all expenses (including attorney fees) which the Division may sustain in the collection of sums due hereunder.

Surety will give prompt notice to Principal and to the Division of the filing of any petition or the commencement of any proceeding relating to the bankruptcy, insolvency, reorganization, or adjustment of the debts of Surety, or alleging any violation or regulatory requirements which could result in suspension or revocation of the Surety's license to do business.

IN WITNESS WHEREOF, the Principal and Surety hereunto set their signatures and seals as of the dates set forth below.

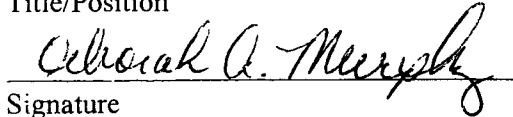
ZIEGLER CHEMICAL & MINERAL CORP
Principal (Permittee)

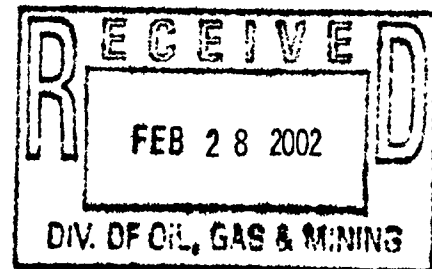
GORDON S. ZIEGLER, Jr.
By (Name typed):

President
Title

Signature

LYNDON PROPERTY INSURANCE COMPANY
Surety Company

Deborah A. Murphy
Company Officer

Attorney-in-Fact
Title/Position

Signature



January 4, 2002
Date

520 Maryville Centre Dr., Suite 500
Surety Company Address

St. Louis, MO 63141-5814
City, State, Zip

January 4, 2002
Date

Page 3
MR-6
Joint Agency Surety Bond
Attachment B

Bond Number _____
Permit Number M/047/013
Mine Number Ziegler Gisonite Mines
Other Agency File Number BLM & SITLA

SO AGREED this 7th day of November, 2002.

Lowell P Braxton

Lowell P. Braxton, Director
Utah State Division of Oil, Gas and Mining

*NOTE: Where one signs by virtue of Power of Attorney for a Surety Company, such Power of Attorney must be filed with this bond. If the Principal is a corporation, the bond shall be executed by its duly authorized officer.

Bond Number _____
Permit Number M/047/013
Mine Number Ziegler Gisonite Mines
Other Agency File Number BLM & SITLA

On the 4th day of January, 2002, personally appeared before me Deborah A. Murphy who being by me duly sworn did say that he/she, the said Deborah A. Murphy is the Attorney-in-Fact of Lyndon Property Insurance Company and duly acknowledged that said instrument was signed on behalf of said company by authority of its bylaws or a resolution of its board of directors and said Deborah A. Murphy duly acknowledged to me that said company executed the same, and that he/she is duly authorized to execute and deliver the foregoing obligations; that said Surety is authorized to execute the same and has complied in all respects with the laws of Utah in reference to becoming sole surety upon bonds, undertaking and obligations.

Title: Attorney-in-Fact

Subscribed and sworn to before me this 4th day of January, 2002.

Residing at: Lexington, Kentucky

Page 5
MR-6
Joint Agency Surety Bond
Attachment B

Bond Number _____
Permit Number M/047/013
Mine Number Ziegler Gisonite Mines
Other Agency File Number BLM & SITLA

CORPORATE SURETY ACKNOWLEDGEMENT

STATE OF _____)
) ss:
COUNTY OF _____)

On this 4th day of January, 2002, personally came Deborah A. Murphy, Attorney-in-Fact of Lyndon Property Insurance Company to me known and known to me to be the individual described in and who executed the foregoing instrument, and he acknowledged to me that he executed the same.

Ernestine Stapleton

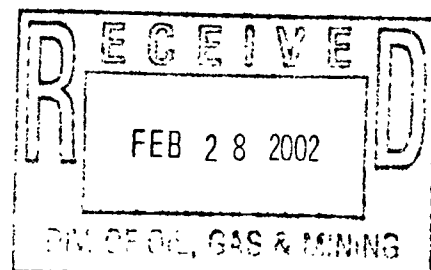
CORPORATE PRINCIPAL ACKNOWLEDGEMENT

STATE OF _____)
) ss:
COUNTY OF _____)

On this 4th day of January, 2002, before me personally came GORDON ZIEGLER SR to me known, who being by me duly sworn, did depose and say that he resided in WUTONTOWN NY that he is the PRESIDENT of the ZIEGLER CHEMICAL the Corporation described in and which executed the above instrument; that he knew the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

1/4/02 *Madeline Radoff*

MADELEINE RADOFF
Notary Public, State of New York
No. 30-4681509
Qualified in Nassau County
Commission Expires March 30, 2002





LYNDON PROPERTY INSURANCE COMPANY
520 MARYVILLE CENTRE DRIVE, SUITE 500
ST. LOUIS, MISSOURI 63141-5814

POWER OF ATTORNEY

16-004

KNOWN ALL MEN BY THESE PRESENTS, that LYNDON PROPERTY INSURANCE COMPANY, a Missouri Corporation, having its principal office in St. Louis, Missouri pursuant to the following resolution, adopted by the Board of Directors of the Corporation on the 27th day of January, 1983.

RESOLVED, Pursuant to Section 3.1 and 4.12 of the By-laws, the following Rules shall govern the execution of the Corporation of bonds, undertakings, recognizances, contracts and other writings in the nature thereof:

- (1) That the President or any Vice President or Assistant Vice President, the Secretary or Assistant Secretary, the Treasurer or Assistant Treasurer or any Attorney-in-Fact may execute for and in behalf of the Corporation any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof, the same to be attested when necessary by the Secretary or Assistant Secretary, and the seal of the Corporation affixed thereto; and that the President, any Vice President or the Secretary or Assistant Secretary may appoint and authorize Attorneys-in-Fact to execute or to the execution of all such writings on behalf of the Corporation and to affix the seal of the Corporation thereto. The Secretary or Assistant Secretary may not both execute and attest the same bonds, undertakings, recognizances, contracts and other writings of the Corporation.
- (2) Any such writing executed in accordance with these Rules shall be as binding upon the Corporation in any case as though signed by the President and attested by the Secretary.
- (3) The signature of the President, or any Vice President or Assistant Vice President, the Secretary or Assistant Secretary, or the Treasurer or Assistant Treasurer and the seal of the Corporation may be affixed by facsimile on any power of attorney granted pursuant to this Resolution, and the certificate bearing such facsimile signature and seal shall be valid and binding on the Corporation.
- (4) Such Attorneys-in-Fact shall have authority to certify or verify copies of this Resolution, the By-laws of the Corporation, and any affidavit of record of the Corporation necessary to the discharge of their duties.

This Power of Attorney is signed and sealed in facsimile under and by the authority of the above Resolution.

DOES HEREBY MAKE, CONSTITUTE AND APPOINT: Lucy L. Parks, Stephen L. Helmbrecht, William H.M. Patterson, Deborah A. Murphy, Sue H. McMillen, Ernestine Stapleton

its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred in its name, place and stead to sign, execute, acknowledge and deliver in its behalf, and as its act and deed, without power of redelegation as follows:

Bonds guaranteeing the fidelity of persons holding places of public or private trust, guaranteeing the performance of contracts other than insurance policies; and executing or guaranteeing bonds and undertakings required or permitted in all actions or proceedings or by law allowed, provided the amount of no one bond exceeds Two Million Five Hundred Thousand and 00/100 Dollars (\$2,500,000.00); and to bind LYNDON PROPERTY INSURANCE COMPANY thereby as fully and to the same extent as if such bond or undertaking was signed by the duly authorized officers of LYNDON PROPERTY INSURANCE COMPANY, and all the acts of said Attorney(s)-in-Fact pursuant to the authority herein given are hereby ratified and confirmed.

In Witness Whereof, LYNDON PROPERTY INSURANCE COMPANY of St. Louis, Missouri, has caused this Power of Attorney to be signed by its President and its Corporate seal to be affixed this 12th day of March, 1999.

State of Missouri
County of St. Louis ss:



LYNDON PROPERTY INSURANCE COMPANY

BY: Roland G. Anderson
ROLAND G. ANDERSON, President

On this the 12th day of March, 1999, before the subscriber, a Notary Public of the State of Missouri in and for the County of St. Louis, duly commissioned and qualified, came ROLAND G. ANDERSON of Lyndon Property Insurance Company to me personally known to be the individual and officer described herein, and who executed the preceding instrument, and acknowledged the execution of the same, and being by me duly sworn, deposed and said, that he is the officer of the Company aforesaid, and that the seal fixed to the preceding instrument is the Corporate Seal of the Company, and the Corporate Seal and signature as an officer were duly affixed and subscribed to the said instrument by the authority and direction of the Corporation, and that the resolution of the Company, referred to in the preceding instrument.

In Testimony Whereof, I have hereunto set my hand, and fixed my official seal at St. Louis, Missouri, the day and year above written.

MARIE E. DUFF
Notary Public - State of Missouri
County of Jefferson
My Commission Expires 01/08/2002

I, Richard C. Hackett, Assistant Secretary of the Lyndon Property Insurance Company, do hereby certify that the foregoing is a true and accurate copy of a Power of Attorney, executed by said Lyndon Property Insurance Company which is still in full force and effect.

In Witness Whereof, I have hereunder set my hand and affixed the seal of said Corporation at St. Louis, Missouri, this 4th day of January, 2002.

State of Missouri
County of St. Louis ss:



LYNDON PROPERTY INSURANCE COMPANY

Richard C. Hackett
ASSISTANT SECRETARY

Permit No.: M/047/013
Vein Name:

R I D E R

To be attached to and form part of Bond No. _____

Principal **Ziegler Chemical & Mineral Corp**
in favor of **State of Utah, Department of Natural Resources,**
 Division of Oil, Gas and Mining

In consideration of the premium charged for the attached bond, it is agreed that:

1. the coverage of the above described bond is increased:
FROM: Four Hundred Thousand Six Hundred Dollars (\$400,600.00)
TO: Four Hundred Fifty Thousand Two Hundred Dollars
 (\$450,200.00)

2. the total acres that will be affected by gilsonite mining and reclamation operations is increased:

FROM 33.34 acres
TO 53.89 acres

PROVIDED, however, that the attached bond as changed by this rider shall be subject to all its agreement, limitation and conditions, and that the liability of the surety under the attached bond as changed by this rider shall not be cumulative.

2. This rider shall become effective as of the 10th of October, 2002.

Signed, sealed and dated
October 25, 2002

LYNDON PROPERTY INSURANCE COMPANY

By:

Deborah A. Murphy
Deborah A. Murphy, Attorney-in-Fact

Accepted:

By: LPB 11-7-02

RECEIVED

NOV - 1 2002

DIV. OF OIL, GAS & MINING



LYNDON PROPERTY INSURANCE COMPANY
520 MARY 3 CENTRE DRIVE, SUITE 500
ST. LOUIS, MISSOURI 63141-5814

POWER OF ATTORNEY

16-004

KNOWN ALL MEN BY THESE PRESENTS, that LYNDON PROPERTY INSURANCE COMPANY, a Missouri Corporation, having its principal office in St. Louis, Missouri pursuant to the following resolution, adopted by the Board of Directors of the Corporation on the 27th day of January, 1983

RESOLVED. Pursuant to Section 3.1 and 4.12 of the By-laws, the following Rules shall govern the execution of the Corporation of bonds, undertakings, recognizances, contracts and other writings in the nature thereof:

- (1) That the President or any Vice President or Assistant Vice President, the Secretary or Assistant Secretary, the Treasurer or Assistant Treasurer or any Attorney-in-Fact may execute for and in behalf of the Corporation any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof, the same to be attested when necessary by the Secretary or Assistant Secretary, and the seal of the Corporation affixed thereto; and that the President, any Vice President or the Secretary or Assistant Secretary may appoint and authorize Attorneys-in-Fact to execute or to the execution of all such writings on behalf of the Corporation and to affix the seal of the Corporation thereto. The Secretary or Assistant Secretary may not both execute and attest the same bonds, undertakings, recognizances, contracts and other writings of the Corporation.
- (2) Any such writing executed in accordance with these Rules shall be as binding upon the Corporation in any case as though signed by the President and attested by the Secretary.
- (3) The signature of the President, or any Vice President or Assistant Vice President, the Secretary or Assistant Secretary, or the Treasurer or Assistant Treasurer and the seal of the Corporation may be affixed by facsimile on any power of attorney granted pursuant to this Resolution, and the certificate bearing such facsimile signature and seal shall be valid and binding on the Corporation.
- (4) Such Attorneys-in-Fact shall have authority to certify or verify copies of this Resolution, the By-laws of the Corporation, and any affidavit of record of the Corporation necessary to the discharge of their duties.

This Power of Attorney is signed and sealed in facsimile under and by the authority of the above Resolution

DOES HEREBY MAKE, CONSTITUTE AND APPOINT Lucy L. Parks, Stephen L. Helmbrecht, William H. M. Patterson, Deborah A. Murphy, Sue H. McMillen, Ernestine Stapleton

its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred in its name, place and stead to sign, execute, acknowledge and deliver in its behalf and as its act and deed, without power of redelegation as follows

Bonds guaranteeing the fidelity of persons holding places of public or private trust, guaranteeing the performance of contracts other than insurance policies, and executing or guaranteeing bonds and undertakings required or permitted in all actions or proceedings or by law allowed, provided the amount of no one bond exceeds Two Million Five Hundred Thousand and 00/100 Dollars (\$2,500,000.00) and to bind LYNDON PROPERTY INSURANCE COMPANY thereby as fully and to the same extent as if such bond or undertaking was signed by the duly authorized officers of LYNDON PROPERTY INSURANCE COMPANY, and all the acts of said Attorney(s)-in-Fact pursuant to the authority herein given are hereby ratified and confirmed

In Witness Whereof, LYNDON PROPERTY INSURANCE COMPANY of St. Louis, Missouri, has caused this Power of Attorney to be signed by its President and its Corporate seal to be affixed this 12th day of March, 1999

State of Missouri
County of St. Louis ss:



LYNDON PROPERTY INSURANCE COMPANY

BY Roland G. Anderson
ROLAND G. ANDERSON, President

On this the 12th day of March, 1999, before the subscriber, a Notary Public of the State of Missouri in and for the County of St. Louis, duly commissioned and qualified, came ROLAND G. ANDERSON of Lyndon Property Insurance Company to me personally known to be the individual and officer described herein, and who executed the preceding instrument, and acknowledged the execution of the same, and being by me duly sworn, deposed and said, that he is the officer of the Company aforesaid, and that the seal fixed to the preceding instrument is the Corporate Seal of the Company, and the Corporate Seal and signature as an officer were duly affixed and subscribed to the said instrument by the authority and direction of the Corporation, and that the resolution of the Company, referred to in the preceding instrument.

In Testimony Whereof, I have hereunto set my hand, and fixed my official seal at St. Louis, Missouri, the day and year above written

MARIE E. DUFF
Notary Public - State of Missouri
County of Jefferson
My Commission Expires January 6, 2006

Marie E. Duff

I, Richard C. Hackett, Assistant Secretary of the Lyndon Property Insurance Company, do hereby certify that the foregoing is a true and accurate copy of a Power of Attorney, executed by said Lyndon Property Insurance Company which is still in full force and effect

In Witness Whereof, I have hereunder set my hand and affixed the seal of said Corporation at St. Louis, Missouri, this 25th day of October, 2002

State of Missouri
County of St. Louis ss:



LYNDON PROPERTY INSURANCE COMPANY

Richard C. Hackett
ASSISTANT SECRETARY

*This surety
refused 12/31/03.
Returned to
operator this
original*
R I D E R

Permit No.: M/047/013
Vein Name:

To be attached to and form part of Bond No. _

Principal **Ziegler Chemical & Mineral Corp**
in favor of **State of Utah, Department of Natural Resources,
Division of Oil, Gas and Mining**

In consideration of the premium charged for the attached bond, it is agreed that:

1. the coverage of the above described bond is increased:
FROM: Four Hundred Thousand Six Hundred Dollars (\$400,600.00)
TO: Four Hundred Fifty Thousand Two Hundred Dollars
 (\$450,200.00)
2. the total acres that will be affected by gilsonite mining and reclamation operations is increased:
FROM 33.34 acres
TO 53.89 acres

PROVIDED, however, that the attached bond as changed by this rider shall be subject to all its agreement, limitation and conditions, and that the liability of the surety under the attached bond as changed by this rider shall not be cumulative.

2. This rider shall become effective as of the 10th of October, 2002.

Signed, sealed and dated
October 25, 2002

LYNDON PROPERTY INSURANCE COMPANY

By: *Deborah A. Murphy*
Deborah A. Murphy, Attorney-in-Fact

Accepted:

By: *L. B. Braft 11-7-02*

RECEIVED

NOV - 1 2002

DIV. OF OIL, GAS & MINING



POWER OF ATTORNEY

16-004

KNOWN ALL MEN BY THESE PRESENTS, that LYNDON PROPERTY INSURANCE COMPANY, a Missouri Corporation, having its principal office in St. Louis, Missouri pursuant to the following resolution, adopted by the Board of Directors of the Corporation on the 27th day of January, 1983

RESOLVED, Pursuant to Section 3.1 and 4.12 of the By-laws, the following Rules shall govern the execution of the Corporation of bonds, undertakings, recognizances, contracts and other writings in the nature thereof:

- (1) That the President or any Vice President or Assistant Vice President, the Secretary or Assistant Secretary, the Treasurer or Assistant Treasurer or any Attorney-in-Fact may execute for and in behalf of the Corporation any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof, the same to be attested when necessary by the Secretary or Assistant Secretary, and the seal of the Corporation affixed thereto; and that the President, any Vice President or the Secretary or Assistant Secretary may appoint and authorize Attorneys-in-Fact to execute or to the execution of all such writings on behalf of the Corporation and to affix the seal of the Corporation thereto. The Secretary or Assistant Secretary may not both execute and attest the same bonds, undertakings, recognizances, contracts and other writings of the Corporation.
- (2) Any such writing executed in accordance with these Rules shall be as binding upon the Corporation in any case as though signed by the President and attested by the Secretary.
- (3) The signature of the President, or any Vice President or Assistant Vice President, the Secretary or Assistant Secretary, or the Treasurer or Assistant Treasurer and the seal of the Corporation may be affixed by facsimile on any power of attorney granted pursuant to this Resolution, and the certificate bearing such facsimile signature and seal shall be valid and binding on the Corporation.
- (4) Such Attorneys-in-Fact shall have authority to certify or verify copies of this Resolution, the By-laws of the Corporation, and any affidavit of record of the Corporation necessary to the discharge of their duties.

This Power of Attorney is signed and sealed in facsimile under and by the authority of the above Resolution

DOES HEREBY MAKE, CONSTITUTE AND APPOINT: Lucy L. Parks, Stephen L. Helmbrecht, William H. M. Patterson, Deborah A. Murphy, Sue H. McMillen, Ernestine Stapleton

its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred in its name, place and stead to sign, execute, acknowledge and deliver in its behalf, and as its act and deed, without power of redelegation as follows

Bonds guaranteeing the fidelity of persons holding places of public or private trust, guaranteeing the performance of contracts other than insurance policies, and executing or guaranteeing bonds and undertakings required or permitted in all actions or proceedings or by law allowed, provided the amount of no one bond exceeds Two Million Five Hundred Thousand and 00/100 Dollars (\$2,500,000.00) and to bind LYNDON PROPERTY INSURANCE COMPANY thereby as fully and to the same extent as if such bond or undertaking was signed by the duly authorized officers of LYNDON PROPERTY INSURANCE COMPANY, and all the acts of said Attorney(s)-in-Fact pursuant to the authority herein given are hereby ratified and confirmed

In Witness Whereof, LYNDON PROPERTY INSURANCE COMPANY of St. Louis, Missouri, has caused this Power of Attorney to be signed by its President and its Corporate seal to be affixed this 12th day of March, 1999

State of Missouri
County of St. Louis ss:



LYNDON PROPERTY INSURANCE COMPANY

BY Roland G. Anderson
ROLAND G. ANDERSON, President

On this the 12th day of March, 1999, before the subscriber, a Notary Public of the State of Missouri in and for the County of St. Louis, duly commissioned and qualified, came ROLAND G. ANDERSON of Lyndon Property Insurance Company to me personally known to be the individual and officer described herein, and who executed the preceding instrument, and acknowledged the execution of the same, and being by me duly sworn, depose and said, that he is the officer of the Company aforesaid, and that the seal fixed to the preceding instrument is the Corporate Seal of the Company, and the Corporate Seal and signature as an officer were duly affixed and subscribed to the said instrument by the authority and direction of the Corporation, and that the resolution of the Company, referred to in the preceding instrument

In Testimony Whereof, I have hereunto set my hand, and fixed my official seal at St. Louis, Missouri, the day and year above written

MARIE E. DUFF
Notary Public - State of Missouri
County of Jefferson
My Commission Expires January 6, 2006

Marie E. Duff

I, Richard C. Hackett, Assistant Secretary of the Lyndon Property Insurance Company, do hereby certify that the foregoing is a true and accurate copy of a Power of Attorney, executed by said Lyndon Property Insurance Company which is still in full force and effect

In Witness Whereof, I have hereunder set my hand and affixed the seal of said Corporation at St. Louis, Missouri, this 25th day of October, 2002

State of Missouri
County of St. Louis ss:



LYNDON PROPERTY INSURANCE COMPANY

Richard C. Hackett
ASSISTANT SECRETARY

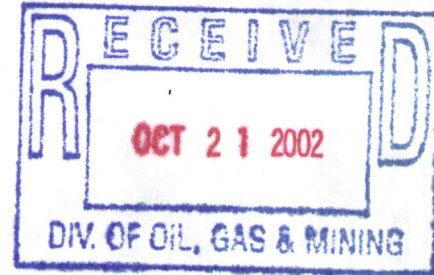
ATTACHMENT B

FORM MR-6
Joint Agency Surety Form
(January 18, 2000)

Bond Number _____
Permit Number M/047/013
Mine Name Ziegler Gilsonite Mines
Other Agency File Number BLM & SITLA

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES

Division of Oil, Gas and Mining
1594 West North Temple Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
Telephone: (801) 538-5291
Fax: (801) 359-3940



THE MINED LAND RECLAMATION ACT

SURETY BOND

The undersigned ZIEGLER CHEMICAL & MINERAL CORP as Principal, and LYNDON PROPERTY INSURANCE COMPANY as Surety, hereby jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns unto the State of Utah, Division of Oil, Gas and Mining, and the USDOL-BUREAU OF LAND MANAGEMENT, in the penal sum of Four Hundred Thousand Six Hundred & No/100 dollars (\$400,600.00).

Principal has estimated in the Mining and Reclamation Plan approved by the Division of Oil, Gas and Mining on the _____ day of _____ that 33.34 acres of land will be disturbed by this mining operation in the State of Utah.

A description of the disturbed land is attached as "Attachment A" to the Reclamation Contract of which this document is an integral part.

The condition of this obligation is that if the Division determines that Principal has satisfactorily reclaimed the disturbed lands in accordance with the approved Mining and Reclamation Plan and has faithfully performed all requirements of the Mined Land Reclamation Act, and complied with the Rules and Regulations adopted in accordance therewith, then this obligation shall be void; otherwise it shall remain in full force and effect.

If the Mining and Reclamation Plan provides for periodic partial reclamation of the disturbed lands, and if the lands are reclaimed in accordance with such Plan, Act and regulations, then Principal may apply for a reduction in the amount of this Surety Bond.

Permit No.: M/047/013
Vein Name: Sterling

*Replaced
11/1/02*

R I D E R

To be attached to and form part of Bond No. _____

Principal **Ziegler Chemical & Mineral Corp**

in favor of **State of Utah, Department of Natural Resources,
Division of Oil, Gas and Mining**

In consideration of the premium charged for the attached bond, it is agreed that:

1. the coverage of the above described bond is increased:

FROM: Four Hundred Thousand Six Hundred Dollars (\$400,600.00)

TO: Four Hundred Fifty Thousand Two Hundred Dollars
 (\$450,200.00)

2. the total acres that will be affected by surface coal mining and reclamation operations is increased:

FROM 33.34 acres

TO 50.14 acres

PROVIDED, however, that the attached bond as changed by this rider shall be subject to all its agreement, limitation and conditions, and that the liability of the surety under the attached bond as changed by this rider shall not be cumulative.

2. This rider shall become effective as of the 10th of October, 2002.

Signed, sealed and dated
October 10, 2002

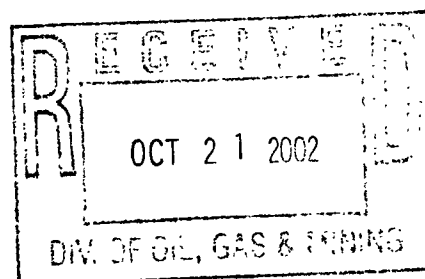
LYNDON PROPERTY INSURANCE COMPANY

By: _____

Deborah A. Murphy
Deborah A. Murphy, Attorney-in-Fact

Accepted:

By: _____





POWER OF ATTORNEY

16-004

KNOWN ALL MEN BY THESE PRESENTS, that LYNDON PROPERTY INSURANCE COMPANY, a Missouri Corporation, having its principal office in St. Louis, Missouri pursuant to the following resolution, adopted by the Board of Directors of the Corporation on the 27th day of January, 1983

RESOLVED, Pursuant to Section 3.1 and 4.12 of the By-laws, the following Rules shall govern the execution of the Corporation of bonds, undertakings, recognizances, contracts and other writings in the nature thereof:

- (1) That the President or any Vice President or Assistant Vice President, the Secretary or Assistant Secretary, the Treasurer or Assistant Treasurer or any Attorney-in-Fact may execute for and in behalf of the Corporation any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof, the same to be attested when necessary by the Secretary or Assistant Secretary, and the seal of the Corporation affixed thereto; and that the President, any Vice President or the Secretary or Assistant Secretary may appoint and authorize Attorneys-in-Fact to execute or to the execution of all such writings on behalf of the Corporation and to affix the seal of the Corporation thereto. The Secretary or Assistant Secretary may not both execute and attest the same bonds, undertakings, recognizances, contracts and other writings of the Corporation.
- (2) Any such writing executed in accordance with these Rules shall be as binding upon the Corporation in any case as though signed by the President and attested by the Secretary.
- (3) The signature of the President, or any Vice President or Assistant Vice President, the Secretary or Assistant Secretary, or the Treasurer or Assistant Treasurer and the seal of the Corporation may be affixed by facsimile on any power of attorney granted pursuant to this Resolution, and the certificate bearing such facsimile signature and seal shall be valid and binding on the Corporation
- (4) Such Attorneys-in-Fact shall have authority to certify or verify copies of this Resolution, the By-laws of the Corporation, and any affidavit of record of the Corporation necessary to the discharge of their duties

This Power of Attorney is signed and sealed in facsimile under and by the authority of the above Resolution

DOES HEREBY MAKE, CONSTITUTE AND APPOINT: Lucy L. Parks, Stephen L. Helmbrecht, William H. M. Patterson, Deborah A. Murphy, Sue H. McMillen, Ernestine Stapleton

its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred in its name, place and stead to sign, execute, acknowledge and deliver in its behalf, and as its act and deed, without power of redelegation as follows

Bonds guaranteeing the fidelity of persons holding places of public or private trust, guaranteeing the performance of contracts other than insurance policies; and executing or guaranteeing bonds and undertakings required or permitted in all actions or proceedings or by law allowed, provided the amount of no one bond exceeds Two Million Five Hundred Thousand and 00/100 Dollars (\$2,500,000.00) and to bind LYNDON PROPERTY INSURANCE COMPANY thereby as fully and to the same extent as if such bond or undertaking was signed by the duly authorized officers of LYNDON PROPERTY INSURANCE COMPANY, and all the acts of said Attorney(s)-in-Fact pursuant to the authority herein given are hereby ratified and confirmed

In Witness Whereof, LYNDON PROPERTY INSURANCE COMPANY of St. Louis, Missouri, has caused this Power of Attorney to be signed by its President and its Corporate seal to be affixed this 12th day of March, 1999

State of Missouri
County of St. Louis ss



LYNDON PROPERTY INSURANCE COMPANY

BY Roland G. Anderson
ROLAND G. ANDERSON, President

On this the 12th day of March, 1999, before the subscriber, a Notary Public of the State of Missouri in and for the County of St. Louis, duly commissioned and qualified, came ROLAND G. ANDERSON of Lyndon Property Insurance Company to me personally known to be the individual and officer described herein, and who executed the preceding instrument, and acknowledged the execution of the same, and being by me duly sworn, deposed and said, that he is the officer of the Company aforesaid, and that the seal fixed to the preceding instrument is the Corporate Seal of the Company, and the Corporate Seal and signature as an officer were duly affixed and subscribed to the said instrument by the authority and direction of the Corporation, and that the resolution of the Company, referred to in the preceding instrument.

In Testimony Whereof, I have hereunto set my hand, and fixed my official seal at St. Louis, Missouri, the day and year above written

MARIE E. DUFF
Notary Public - State of Missouri
County of Jefferson
My Commission Expires January 6, 2006

I, Richard C. Hackett, Assistant Secretary of the Lyndon Property Insurance Company, do hereby certify that the foregoing is a true and accurate copy of a Power of Attorney, executed by said Lyndon Property Insurance Company which is still in full force and effect

In Witness Whereof, I have hereunder set my hand and affixed the seal of said Corporation at St. Louis, Missouri, this 10th day of October, 2002

State of Missouri
County of St. Louis ss:



LYNDON PROPERTY INSURANCE COMPANY

Richard C. Hackett
ASSISTANT SECRETARY

Permit No.: M/047/013
Vein Name: Sterling

*Replaced
11/1/02*

R I D E R

To be attached to and form part of Bond No.

Principal **Ziegler Chemical & Mineral Corp**

in favor of **State of Utah, Department of Natural Resources,
Division of Oil, Gas and Mining**

In consideration of the premium charged for the attached bond, it is agreed that:

1. the coverage of the above described bond is increased:

FROM: Four Hundred Thousand Six Hundred Dollars (\$400,600.00)

TO: Four Hundred Fifty Thousand Two Hundred Dollars
 (\$450,200.00)

2. the total acres that will be affected by surface coal mining and reclamation operations is increased:

FROM 33.34 acres

TO 53.89 acres

PROVIDED, however, that the attached bond as changed by this rider shall be subject to all its agreement, limitation and conditions, and that the liability of the surety under the attached bond as changed by this rider shall not be cumulative.

2. This rider shall become effective as of the 10th of October, 2002.

Signed, sealed and dated
October 16, 2002

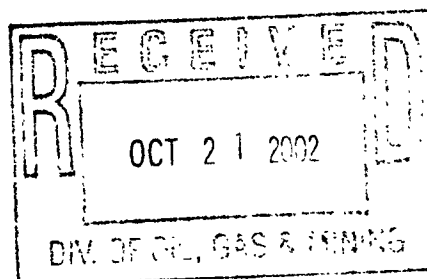
LYNDON PROPERTY INSURANCE COMPANY

By:

Deborah A. Murphy
Deborah A. Murphy, Attorney-in-Fact

Accepted:

By: _____





POWER OF ATTORNEY

16-004

KNOWN ALL MEN BY THESE PRESENTS, that LYNDON PROPERTY INSURANCE COMPANY, a Missouri Corporation, having its principal office in St. Louis, Missouri pursuant to the following resolution, adopted by the Board of Directors of the Corporation on the 27th day of January, 1983.

RESOLVED, Pursuant to Section 3.1 and 4.12 of the By-laws, the following Rules shall govern the execution of the Corporation of bonds, undertakings, recognizances, contracts and other writings in the nature thereof:

- (1) That the President or any Vice President or Assistant Vice President, the Secretary or Assistant Secretary, the Treasurer or Assistant Treasurer or any Attorney-in-Fact may execute for and in behalf of the Corporation any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof, the same to be attested when necessary by the Secretary or Assistant Secretary, and the seal of the Corporation affixed thereto; and that the President, any Vice President or the Secretary or Assistant Secretary may appoint and authorize Attorneys-in-Fact to execute or to the execution of all such writings on behalf of the Corporation and to affix the seal of the Corporation thereto. The Secretary or Assistant Secretary may not both execute and attest the same bonds, undertakings, recognizances, contracts and other writings of the Corporation.
- (2) Any such writing executed in accordance with these Rules shall be as binding upon the Corporation in any case as though signed by the President and attested by the Secretary.
- (3) The signature of the President, or any Vice President or Assistant Vice President, the Secretary or Assistant Secretary, or the Treasurer or Assistant Treasurer and the seal of the Corporation may be affixed by facsimile on any power of attorney granted pursuant to this Resolution, and the certificate bearing such facsimile signature and seal shall be valid and binding on the Corporation
- (4) Such Attorneys-in-Fact shall have authority to certify or verify copies of this Resolution, the By-laws of the Corporation, and any affidavit of record of the Corporation necessary to the discharge of their duties.

This Power of Attorney is signed and sealed in facsimile under and by the authority of the above Resolution

DOES HEREBY MAKE, CONSTITUTE AND APPOINT Lucy L. Parks, Stephen L. Helmbrecht, William H. M. Patterson, Deborah A. Murphy, Sue H. McMillen, Ernestine Stapleton

its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred in its name, place and stead to sign, execute, acknowledge and deliver in its behalf, and as its act and deed, without power of redelegation as follows

Bonds guaranteeing the fidelity of persons holding places of public or private trust, guaranteeing the performance of contracts other than insurance policies, and executing or guaranteeing bonds and undertakings required or permitted in all actions or proceedings or by law allowed, provided the amount of no one bond exceeds Two Million Five Hundred Thousand and 00/100 Dollars (\$2,500,000.00), and to bind LYNDON PROPERTY INSURANCE COMPANY thereby as fully and to the same extent as if such bond or undertaking was signed by the duly authorized officers of LYNDON PROPERTY INSURANCE COMPANY and all the acts of said Attorney(s)-in-Fact pursuant to the authority herein given are hereby ratified and confirmed

In Witness Whereof, LYNDON PROPERTY INSURANCE COMPANY of St. Louis, Missouri, has caused this Power of Attorney to be signed by its President and its Corporate seal to be affixed this 12th day of March, 1999

State of Missouri
County of St. Louis ss



LYNDON PROPERTY INSURANCE COMPANY

BY Roland G. Anderson
ROLAND G. ANDERSON, President

On this the 12th day of March, 1999, before the subscriber, a Notary Public of the State of Missouri in and for the County of St. Louis, duly commissioned and qualified, came ROLAND G. ANDERSON of Lyndon Property Insurance Company to me personally known to be the individual and officer described herein, and who executed the preceding instrument, and acknowledged the execution of the same, and being by me duly sworn, deposed and said, that he is the officer of the Company aforesaid, and that the seal fixed to the preceding instrument is the Corporate Seal of the Company, and the Corporate Seal and signature as an officer were duly affixed and subscribed to the said instrument by the authority and direction of the Corporation, and that the resolution of the Company, referred to in the preceding instrument.

In Testimony Whereof, I have hereunto set my hand, and fixed my official seal at St. Louis, Missouri, the day and year above written

MARIE E. DUFF
Notary Public - State of Missouri
County of Jefferson
My Commission Expires January 6, 2006

Marie E. Duff

I, Richard C. Hackett, Assistant Secretary of the Lyndon Property Insurance Company, do hereby certify that the foregoing is a true and accurate copy of a Power of Attorney, executed by said Lyndon Property Insurance Company which is still in full force and effect

In Witness Whereof, I have hereunder set my hand and affixed the seal of said Corporation at St. Louis, Missouri, this 14th day of October, 2002

State of Missouri
County of St. Louis ss:



LYNDON PROPERTY INSURANCE COMPANY
Richard C. Hackett
ASSISTANT SECRETARY